**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH**
**AT HYDERABAD**

FRIDAY THE TWENTY THIRD DAY OF JULY
TWO THOUSAND AND FOUR
: PRESENT:
THE HON'BLE **MR.DEVINDER GUPTA** THE CHIEF JUSTICE
CONTEMPT CASE No. **679 OF 2004**

(Contempt Case U/s 10 to 12 of Contempt of Courts Act to punish defendant Nos 2 to 4 for flouting the orders of the Court made in I.A. No. 1544 of 2000 in O.S. No. 6757 of 2000 dated: 28th February 2001 on the file of XIX Junior Civil Judge, City Civil Courts, Hyderabad)

Between:

Om Nagar Welfare & Cultural Association (Registered No. 1969) Om Nagar Colony, Langur House, Golkonda Post, Hyderabad-500008, rep. by its Secretary Sri T. Mohan Rao, S/o. late Sri T.S.N. Murthy, R/o. Plot No. 5, A, Om Nagar Colony, Hyderabad.

. Petitioner/Plaintiff

AND

1. Col. Kulkarni, S/o. Not known, Commandant, Madras V Regiment, New Mohammadi Lines, Golkonda Post, Langur House, Hyderabad-5000008.
2. Col. Joshi, Commanding Officer, 7/8, Gurkha Riffles, New MD Lines, Near Langar House, Hyderabad.
3. Nisheet Thapliyal, Adjutant to Commanding Officer, 7/8, Gurkha Riffles, New MD Lines, Near Langar House, Hyderabad.
4. Ashok Kumar, Naik Subedar, 2 Dogra, C/o. 56 APO, Mehdipatnam, Hyderabad.

. Respondents

The contempt case coming on for hearing upon perusing the Case and the affidavit filed herein and the order of the High Court dated: 25-06-2004 and made herein and upon hearing the arguments of Dr. K. Lakshmi Narasimha, Advocate for the petitioner and Mr. M. Ratna Reddy, Advocate for the respondents 2 to 4, the Court made the following

**ORDER:**

**"Learned counsel for the respondents states that he received instructions from the respondents that in view of the order of injunction which is operating, they will not interfere with the possession of the petitioner and in the routine activity of the temple. But the respondents will be in their right to stop the petitioner in case they try to alter the status quo, as regards the nature of property.**

**In such like matter, it will be but appropriate to call upon the petitioner also to file an undertaking that it will also not, during the pendency of the Civil Suit, alter the nature of the suit property, in any manner, whatever.**

**Time is sought by the learned counsel for the petitioner to file an undertaking.**

**List on 06-08-2004 ".**

DEPUTY REGISTRAR

// True copy//

SECTION
OFFICER

To

1. Col. Kulkarni, S/o. Not known, Commandant, Madras V Regiment, New Mohammadi Lines, Golkonda Post, Langur House, Hyderabad-5000008.
2. Col. Joshi, Commanding Officer, 7/8, Gurkha Riffles, New MD Lines, Near Langar House, Hyderabad.

3. Nisheet Thapliyal, Adjutant to Commanding Officer, 7/8, Gurkha Riffles, New MD Lines, Near Langar House, Hyderabad.
4. Ashok Kumar, Naik Subedar, 2 Dogra, C/o. 56 APO, Mehdipatnam, Hyderabad. (BY SPECIAL MESSENGER with a copy of petition and affidavit)
5. Sri T. Mohan Rao, S/o. late Sri T.S.N. Murthy, Secretary, Om Nagar Welfare & Cultural Association (Registered No. 1969) Om Nagar Colony, Langur House, Golkonda Post, Hyderabad-500008. R/o. Plot No. 5, A, Om Nagar Colony, Hyderabad.
6. Dr. K. Lakshmi Narasimha, Advocate, High Court of A.P., Hyderabad. **(BY SPECIAL MESSENGER)**
7. One spare copy.

Ksv

# HIGH COURT

**Ksv**
**Date of drafting: 02-08-2004**

**HCJ**

**DATE: 23-07-2004**

**NOTE: LIST ON 06-08-2004**

**ORDER**

**C.C. No. 679 OF 2004**

**DIRECTION**